

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Adam M. Gilbert and Gary P. Stack

Confirmation No.: 3576**Application No.:** 10/663,533**Group Art Unit:** 1625**Filing Date:** September 16, 2003**Examiner:** Huang, Evelyn Mei**For:** 8-AZA-BICYCLO[3.2.1]OCTAN-3-OL DERIVATIVES OF 2,3-DIHYDRO-1,4-BENZODIOXAN AS 5-HT1A ANTAGONISTS

MS Appeal Brief - Patent
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL FOR APPELLANT'S REPLY TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF PURSUANT TO 37 C.F.R. § 41.37

Transmitted herewith is the APPELLANT'S REPLY TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF in this application with respect to the Notification of Non-Compliant Appeal Brief dated September 13, 2007.

- Applicant(s) has previously claimed small entity status under 37 CFR § 41.37 .
- Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR § 1.27 as:
 - an Independent Inventor
 - a Small Business Concern
 - a Nonprofit Organization.
- A response to the _____ dated _____ was due on _____. Petition is hereby made under 37 CFR § 1.136(a) (fees: 37 CFR § 1.17(a)(1)-(4)) to extend the time period for response from _____ to and through _____ comprising an extension of the shortened statutory period of _____ month(s).

	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	Fee	RATE	Fee
<input type="checkbox"/> APPEAL BRIEF FEE	\$255	\$	\$510	\$
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME	\$60	\$	\$120	\$
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$230	\$	\$460	\$
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$525	\$	\$1050	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$820	\$	\$1640	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$1115	\$	\$2230	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID	minus	(\$)	minus	(\$)
TOTAL FEE DUE		\$!Undefined Bookmark, SMALL1		\$!Undefined Bookmark, NOTSMALL1

- The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account 23-3050.
- A check in the amount of \$.00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- Please charge Deposit Account No. 23-3050 in the amount of \$.00.
- The Commissioner is hereby authorized to charge any deficiency or credit any overpayment of the fees associated with this communication to Deposit Account No. 23-3050.

Date: Monday, October 15, 2007

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